



422 36/13/06

\$1,000.00

OFFICE OF
INSURANCE COMMISSIONER

In The Matter Of:

EVANGELICAL FREE CHURCH
OF NORTH AMERICA

No. D06-192

CONSENT ORDER LEVYING A FINE

Comes Now the Insurance Commissioner of the State of Washington, pursuant to the authority set forth in RCW 48.01.020 and RCW 48.02.080 and RCW 48.38.050, and having reviewed the official records and files of the Office of the Insurance Commissioner, makes the following:

FINDINGS OF FACT:

1. EVANGELICAL FREE CHURCH OF NORTH AMERICA is a charitable organization registered under Chapter 48.38 RCW holding Certificate of Exemption #158 to issue charitable gift annuities in the State of Washington.
2. EVANGELICAL FREE CHURCH OF NORTH AMERICA is required, under RCW 48.38.010(10), to submit its Annual Report, Actuarial Certification, and annual filing fee on or before March 1 for the preceding report year.
3. EVANGELICAL FREE CHURCH OF NORTH AMERICA submitted its 2005 Annual Report, Actuarial Certification and filing fee on or about March 10, 2006; all three items being due on or before March 1, 2006.

Based upon the foregoing Findings of Fact, the Commissioner makes the following:

CONCLUSIONS OF LAW

1. EVANGELICAL FREE CHURCH OF NORTH AMERICA by and through the conduct described above has violated RCW 48.38.010(10).
2. RCW 48.38.050 authorizes the Insurance Commissioner to impose a fine in lieu of the suspension or revocation of an organization's certificate.
3. The organization committed the following violation(s) of Washington law:
 - a. The organization failed to meet the filing deadline as required by statute.

CONSENT TO ORDER

EVANGELICAL FREE CHURCH OF NORTH AMERICA consents to entry of this Order, waives further administrative or judicial proceedings in this matter, and acknowledges its duty to comply fully with the applicable laws of the State of Washington. The Commissioner has offered a settlement in lieu of suspending or revoking the Certificate of Exemption.

By agreement of the parties, the OIC will impose a fine of \$1,000.00 on condition that:

1. Within thirty days, EVANGELICAL FREE CHURCH OF NORTH AMERICA pays to the OIC the full amount of the fine.
2. EVANGELICAL FREE CHURCH OF NORTH AMERICA commits no further violations of the statutes and regulations that are the subject of this Consent Order.
3. EVANGELICAL FREE CHURCH OF NORTH AMERICA voluntarily consents to this order to resolve the issues and conduct described herein and with the understanding that the payment of the amount due is a condition to avoiding suspension or revocation of the Certificate of Exemption.

EXECUTED this 22nd day of May, 2006.

EVANGELICAL FREE CHURCH OF NORTH AMERICA

By: [Signature]

Printed Name: ROSS I. MARLSON, JR.

Typed Corporate Title: CFO

ORDER OF THE INSURANCE COMMISSIONER

NOW, THEREFORE, pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner hereby orders as follows:

1. EVANGELICAL FREE CHURCH OF NORTH AMERICA is ordered to pay a fine in the amount of \$1,000.00 upon the condition that EVANGELICAL FREE CHURCH OF NORTH AMERICA fully complies with the laws and regulations of the State of Washington which are the subject of this Order; and
2. Upon failure to pay the fine within the time limit set forth above, the sum will be recoverable in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington, pursuant to RCW 48.38.050.

ENTERED AT TUMWATER, WASHINGTON, this 15th day of June, 2006.

MIKE KREIDLER,
Insurance Commissioner

By: [Signature]
James T. Odiorne
Deputy Insurance Commissioner